LICENSES AND CONSUMER SERVICES LICENSE INSPECTOR'S REPORT Extended Hours License L317-50026

Purpose of Application: Jimmy John's is requesting to extend their business hours of operation to the following:

Thursday, from 10:00 a.m. to 2:00 a.m., and Friday and Saturday, from 10:00 a.m. to 3:00 a.m.

Applicant's Name (Legal Entity): Miklin Enterprises, Inc.

DBA/Trade Name: Jimmy John's

Complete Address: 14 University Avenue Northeast, Minneapolis, MN 55401

Telephone Number: 612-339-0089

Current License: Eight other restaurants in the City of Minneapolis

Zoning: C3A/PO Community Activity Center and Pedestrian Oriented Overlay

Districts

Current Authorized Hours: Sunday – Thursday 6:00 a.m. – 1:00 a.m.

Friday - Saturday, from 6:00 a.m. to 2:00 a.m.

Neighborhood/Ward: Nicollet Island – East bank / 3

Date of Application: June 11, 2012

Inspector: Dan Jacobs, 612-673-3909

Public Hearing Requirement: A public hearing is required for this license application. 27 notices were mailed to residents and property owners within 300 feet of the premises, and e-mailed to the Nicollet Island – East Bank Neighborhood Association., on June 15, 2012. The public hearing will be held on July 9, 2012, at the Regulatory, Energy and Environment Committee meeting.

Background: The applicant proposes to extend the hours of operation for their Food Restaurant for dining room and delivery service to 2:00 a.m. on Thursday, and 3:00 a.m. on Friday and Saturday. The restaurant does not serve alcoholic beverages, nor does it provide entertainment (only background music).;

Findings as Required by the Minneapolis Licensing Code:

The Licenses and Consumer Services Division has analyzed the application and concludes that the application has answered the following:

A security plan that describes the security features, including personnel and equipment, that the applicant will employ and how they will be utilized:

Jimmy John's has designed their space so that there is room for a queue line to be inside. If the queue line is so long that it stretches outside, they will have crowd control personnel watching it. They will utilize their staff to manage the crowds during their busiest times (Friday and Saturday nights) as well as any other time that it is needed. The 2th Police Precinct has discussed security issues with the applicant.

Description of how the applicant will maintain the orderly appearance and operation of the premises with respect to litter and noise:

Staff will remove litter twice daily. They will pick up litter more than twice a day if it becomes necessary.

Description of how the business will have people exit the establishment at closing time and during an emergency that requires all people to exit the establishment quickly:

Jimmy John's indicates that they will stop taking customer orders to include delivery requests, ten minutes before all closing times and will close at the prescribed 2:00 a.m. Thursday, and 3:00 a.m. Friday and Saturday. All employees will finish cleaning and be out of premises by 4:00 a.m.

Such other reasonable and pertinent information as the city council may require:

Upon request, the licensee shall meet representatives of the City of Minneapolis to discuss any safety, security or operational concerns.

Proximity to permitted or conditional residential uses.

Nature of the business and its impacts of noise, light and traffic.

There are apartment units within the same block as the restaurant.

Conformance with applicable zoning regulations, including but not limited to use, yards, gross floor area and specific development standards.

The business is categorized as a food restaurant which is a permitted use in the C3A/PO district.

History of complaints related to the use.

There are no significant police calls for service at this location.

RECOMMENDATIONS:

The Licenses and Consumer Services Division make the following recommendation:

Business Licenses staff recommends the application for an Extended Hours license for Jimmy John's be approved.